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PATENT  
Attorney Docket 045636-5081

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: <b>Jean Fioramonti et al.</b>	)	Confirmation No. <b>1258</b>
	)	
Application No. <b>10/509,255</b>	)	Group Art Unit: <b>1645</b>
	)	
Filed: <b>May 23, 2005</b>	)	Examiner: <b>Lakia J. Tongue</b>
	)	
For: <b>Use of Lactobacillus Farciminis for the</b>	)	Date: <b>November 14, 2006</b>
<b>Prevention or Treatment of Digestive</b>	)	
<b>Pathologies (as amended)</b>	)	

U.S. Patent and Trademark Office  
Customer Service Window, **Mail Stop Amendment**  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

**TRANSMITTAL FORM**

- Transmitted herewith is an Amendment Under 37 C.F.R. 1.111 in response to the Final Office Action dated January 12, 2007.
- Extension of Time:** The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. Applicants believe that no petition for an extension of time is necessary. If Applicants have inadvertently overlooked the need for an additional extension of time, please consider this a petition therefore. The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.
- Fee Calculation** (37 C.F.R. 1.16):

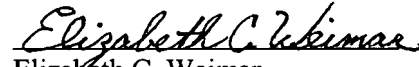
CLAIMS AS AMENDED						
	Remaining		Previously Paid	Extra	Rate	Total Fees
Total Claims	3	minus	20	0	\$50.00 each=	0.00
Independent Claims	1	minus	3	0	\$200.00 each=	0.00
First presentation of Multiple dependent claim					\$360.00	0.00
Sub-total =						0.00
Reduction by ½ for filing by a small entity						0.00
Total Fee =						\$0.00

- Additional Materials Submitted**
  - Excerpts from Dorland's Illustrated Medical Dictionary
  - Pharma GKB – Colitis, Ulcerative Print-out
  - Annex 1 – Abstracts from PUBMED Searches

4. Annex 2 – Excerpts from *In Vivo* Models of Inflammation
  5. Annex 3 – Abstracts from PUBMED Searches
  6. Abstract of Shoda *et al.*, *J. Gastroenterol.* 30 Suppl. 8: 98-101 (1995)
5. Fee Payment: Applicants believe that no fees are necessary.
6. Constructive Petition: **Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

Dated: **April 12, 2007**  
Morgan, Lewis & Bockius LLP  
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Washington, D.C. 20004  
202-739-3000

Respectfully submitted,  
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PATENT  
Attorney Docket No. 045636-5081-US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: **JEAN FIORAMONTI *et al.***

Application No.: 10/509,255

Confirmation No.: 1258

Filed: May 23, 2005

Group Art Unit: 1645

For: **USE OF LACTOBACILLUS FARCIMINIS  
FOR THE PREVENTION OR TREATMENT  
OF DIGESTIVE PATHOLOGIES (as amended)**

Examiner: **L. Tongue**

**AMENDMENT UNDER 37 C.F.R. § 1.111**

In response to the non-final Office Action mailed January 12, 2007 in the above-identified patent application, please enter the following amendments and consider the following remarks intended to place the application in condition for allowance. Reconsideration of this application, as amended, is respectfully requested.

**Amendments to the Claims** begin on page 2 of this response.

**Remarks** begin on page 3 of this response.